

## **MINUTES**

### **January 14, 2003**

The State Board of Registration for Professional Engineers and Land Surveyors met on January 14, 2003 in the assembly room of River Edge Behavioral Health Center at 175 Emery Highway, Macon, GA 31217.

#### **BOARD MEMBERS PRESENT:**

John H. Sweitzer - Chairman  
Robert T. Armstrong  
Guy F. Ritter  
Torben S. Madson  
Richard K. Little  
E. Charles Vickery

#### **BOARD MEMBERS ABSENT:**

Tom D. Moreland  
Gloria B. Ransom  
William W. Dean

#### **STAFF PRESENT:**

J. Darren Mickler – Executive Director  
Julie Busbee – Board Secretary  
Ajay Gohil – AG Representative

#### **OTHERS PRESENT:**

Dwight Kilby  
Bobby Bullard  
Scott Marlow  
Gordon Story, representing AGS  
Joseph Savage  
Tom Hurley  
Bruce A. Moulds  
Tommie Donaldson  
Michael S. Kelley  
Trent Turk, President of Surveying and Mapping Society of Georgia  
Lane S. Bishop  
James C. Vaughn  
Earl Ferguson  
Ben Cox  
Don Allen, President of American Council of Engineering Companies of Georgia  
Ed Fiegle, representing Georgia Society of Professional Engineers  
Tom Leslie  
Jeff Dingle

Scott Smelter  
Jim Hamilton  
Chris Quigley  
Don Kinser  
Doris Wilmer

**Call to order:**

Chairman Sweitzer called the meeting to order at 9:40 am and presented a proposed agenda.

Mr. Madson proposed to change the persons responsible for item 7.11 to John Sweitzer and Richard Little. He also indicated that items 7.10 and 7.12 are the same. Mr. Madson proposed to strike item 7.12. Mr. Madson proposed to add item 8.1 "Electronic Signatures" under New Business. With these amendments, Mr. Ritter moved to adopt the agenda. Mr. Armstrong seconded. Motion carried.

Mr. Madson moved to adopt the November 12, 2002 minutes. Mr. Ritter seconded. Motion carried.

**Professional Societies and Guests:**

Chairman Sweitzer recognized the designated representative of each professional society and other visitors present.

• **Executive Director's Report:**

Mr. Mickler reported that the contract with the National Council of Examiners for Engineering and Surveying (NCEES) has been signed to have them administer the exams rather than Applied Measurement Professionals (AMP.) Beginning with this meeting's minutes, the Board's minutes as approved will now be posted on the Board website. Deborah Stewart has returned from extended sick leave. Board staff is working on renewals and exam applications.

**Old Business:**

**7.1 Board Rule 180-1-.02 (Proposed):**

Mr. Madson moved to adopt the proposed rule regarding hydrology studies. There was no second. Mr. Armstrong moved that the Board should send a letter to Hall County with the following language, "Based on education and testing requirements in the Georgia Code, the Board's position is that qualified land surveyors are permitted to perform hydrology studies incidental to subdivision projects performed under the direct supervision of the registrant." Mr. Little seconded. Motion carried with Mr. Ritter opposed. After discussion, and comments by representatives of the professional societies present, Mr. Ritter moved that the Chairman should appoint a Board Rules Review Committee to review the issue of hydrology by Land Surveyors and that the committee

should be composed of two members of the Board, two representatives from ACEC/G and two representatives from SAMSOG. Mr. Armstrong seconded. Mr. Madsen then moved to amend the motion to add that the Board Rules Committee should also include two representatives from AGS and two representatives from GSPE. Mr. Armstrong seconded the amendment. The amendment carried, and the amended motion was approved.

#### 7.2 Final Approval of the Revision to the Exam/Comity Applications:

Mr. Ritter moved to approve revisions to the exam and comity applications. Mr. Little seconded. Motion carried. New applications will be implemented immediately.

#### 7.3 Board Rule 180-1-.03

Mr. Madson moved to post proposed rule regarding notice of mailing address and places of practice. Mr. Little seconded. After discussion, Mr. Armstrong moved to amend with the last sentence of paragraph 1 deleted and the word “primary” deleted from paragraphs 3 and 4. Mr. Ritter seconded. Motion carried as amended. Legal Counsel shall review and put in proper form prior to posting.

#### 7.4 Board Rule 180-2-.01

Mr. Armstrong moved to post regarding general application provisions. Mr. Ritter seconded. Motion carried.

#### 7.5 Board Rule 180-6-.03

Mr. Madson moved to post proposed rule regarding rules of practice. Mr. Little seconded. After discussion and comments from Mr. Donaldson, former board member, Mr. Ritter moved to forward this rule to the Board Rules Review Committee for review and recommendations. Mr. Armstrong seconded. Motion carried.

#### 7.6 Board Rule 180-7-.02

Mr. Madson moved to post proposed rule regarding land titles and location. Mr. Little seconded. Mr. Armstrong commented that he felt that this rule will harm the public economically by forcing consumers to pay for a plat that otherwise would not need to be drawn and recorded. Mr. Ritter moved to forward this rule to the Board Rules Review Committee for review and recommendations. Mr. Armstrong seconded. Motion carried.

#### 7.7 Board Rule 180-7-.03

Mr. Madson moved to forward this proposed rule regarding horizontal measurements to the Board Rules Review Committee for review and recommendations. Mr. Armstrong seconded. Motion carried.

#### 7.8 Board Rule 180-7-.07

Mr. Madson moved to forward this proposed rule regarding maps and plats to the Board Rules Review Committee. Mr. Armstrong seconded. Motion carried.

#### 7.9 Board Rule 180-8-.03

Mr. Madson moved to post proposed rule regarding renewal of license. Mr. Ritter seconded. After discussion, Mr. Madson withdrew his motion. Mr. Armstrong moved to send to Ajay Gohil, Assistant Attorney General for review and recommendation. Mr. Madson seconded. Motion carried.

#### 7.11 Board Rule 180-12-.02

Mr. Madson moved to forward this rule regarding sealing of documents to Ajay Gohil, Assistant Attorney General for review and recommendations, and then to the Board Rules Review Committee. Mr. Little seconded. Motion carried.

- Request for Exception to the Board's Rule 180-12-.02

Mr. Earl Ferguson, PE of Compliance Systems Publicatins, Inc. requested the Board to consider certain exemptions to the Board rule regarding electronic transmission of PE seal and signature.

#### 7.12 NCEES Southern Zone Meeting - April 27-29, 2006 in Georgia

Mr. Mickler and Mr. Little reported that plans for the NCEES Southern Zone meeting in 2006 are in the preliminary stages.

#### 7.13 Southern Zone Meeting – March 20-23, 2003 in Charleston

Mr. Mickler reported that there is funding for only two Board Members, one from each profession, to attend the Southern Zone meeting in Charleston, March 20-23, 2003. Mr. Little nominated Mr. Sweitzer and Mr. Armstrong to attend. After discussion, Mr. Little amended his nomination to be Mr. Vickery and Mr. Armstrong. Mr. Ritter seconded. Motion carried.

### **New Business:**

#### 8.1 Request for Registrant's Foreign Evaluation

Mr. Mickler presented a request from Perry Mok, PE015088, for his foreign education evaluation, which is a part of his permanent application record. Mr. Madson moved to allow. Mr. Little seconded. Motion carried.

## 8.2 Request for Registrant's Experience Sheets

Mr. Mickler presented a request from Keith L. Portnoy, PE023784, for his experience sheets, which are a part of his permanent application record to be sent directly to the Hawaii Board. Mr. Madson moved to allow. Mr. Little seconded. Motion carried.

## Recess for Lunch and Applicant Interviews

At 11:40 am, Mr. Sweitzer asked for a motion to adjourn for lunch and reconvene at 2:00 pm for Executive Session. Mr. Armstrong moved for the Board to enter into Executive Session to deliberate on applications and enforcement matters and to receive information on applications and investigative reports. Mr. Madson seconded. Motion passed.

## **Reconvened Open Session at 3:25 pm in Room 107 in the office of the Professional Licensing Boards at 237 Coliseum Drive, Macon, Georgia, with Mollie Fleeman, Division Director and the following Board members present, Chairman Sweitzer, Mr. Armstrong, Mr. Ritter, Mr. Little, Mr. Vickery:**

### **Investigations and Complaints**

Mr. Little moved to accept a Voluntary Cease and Desist Order signed by Graham A. Lemmon of Retaining Walls Co., Inc. of Alpharetta, Georgia. Mr. Vickery seconded. Motion carried. Mr. Armstrong moved to investigate Retaining Walls Co., Inc. in six months for compliance. Mr. Ritter seconded. Motion carried.

## Division Director's Report

Ms. Fleeman discussed budget cuts involving personal services. She informed the Board that because of division staff retirements, the Water and Waste Water Board would be reassigned to the Professional Engineers and Land Surveyors section of the Professional Licensing Boards division, with Mr. Mickler as the Executive Director.

### • Board Memo EIT Exam Applicants:

Applicants for certification as an Engineers-in-Training by examination whose degrees were earned in engineering or engineering technology programs which attained ABET/CAB accreditation within two years of their having received their degrees, who have filed with the Board five acceptable references, who have had no convictions for moral turpitude or substantive reasons, and who comply in every way with the provisions of the appropriate law(s), are as follows:

Alcantara, Gabriel	Alfaro, Fernando V.	Allen, Nathan Shawn
Bair, Jonathan Alan	Barnes, George M.	Baxley, Kyle Gregory
Becton III, Herbert E.	Billingsley, Paxton John	Bisi, Balogun M.
Bistriz, Kelly A.	Brenneman, Jerome Scott	Brisbane, Joshua James
Buhler, Edward Francis	Burns, Cliinton Scott	Butler, Mathew David
Cardona, Jose A.	Chen, Scott Xiaobin	Crabtree, Theodore J.
Dunn, Allen Richardson	Ecclesiastre, Elysee	Exley, Christopher Bobby
Gebiril, Ali F.	Gill, Alexander Lowell	Grinberg, Igor M.
Gupta, Ankur	Hager Jr., Paul C.	Hambrick, Bradley Philip

Hazen, Marshal B.  
 Isenhour, Karen Marie  
 Kim, Do-Hwan  
 Li, Li  
 Maddox, Timothy Michael  
 Massey, Carol Elizabeth  
 McMillian, Terence Walter  
 Nyirabu, Phillip Masero  
 Praser, James Edward  
 Scott, David William  
 Shelley, Christopher Paul  
 Thomas, Jonathan Cook  
 White, Joe N.  
 Yorulmaz, Mehmet Fatih  
 Zhou, Min

Holm, Klaus Herman  
 Jackson, Roderick Lloyd  
 Kotronis, Paul J.  
 Lieuwen, Tim C.  
 Malcolm, Patrick O'Brian  
 McCumber-Kahn, Sherry  
 Mitchem, Timothy Dean  
 Patel, Nayan Vinod  
 Schule, Stephanie Roma  
 Shah, Rasesh Rashmikant  
 Smith, Jeffrey Michael  
 Wallace, Gregory Dale  
 Wooten, John K.  
 Yund, Laura Elizabeth

Huang, Yile "Leo"  
 Johnson Jr., David Thomas  
 Lane, William Thomas  
 Lineberger, Jennifer Angela  
 Marra, Stephen Lawrence  
 McLain, Scott Randall  
 Mitra, Aniruddha  
 Patel Nimit  
 Schultz, Alain Reinhold  
 Shaw, Daniel David  
 Stocker, Angela Dawn  
 Wang, Jun  
 Yang, Kai-Hsun  
 Zhan, Yingha

Mr. Madson moved to approve these applicants for EIT certification @ 43-15-8(1) or 43-15-8(2). Mr. Vickery seconded. Motion carried.

• Board Memo Comity Model Law Applicants:

Applicants for registration as Professional Engineers by comity, who have an ABET engineering degree, who have taken and passed an 8-hour fundamentals of engineering (EIT/FE) exam, who have a minimum of 48 months post graduation engineering experience as determined by a staff evaluation using the present Board guidelines, who have taken and passed an 8-hour principles and practice of engineering exam (PE Exam-taken at least 4 years after BS degree), and who comply in every way with the provisions of the appropriate law(s), are as follows:

28267 Blot, Edward M.  
 28270 Kim, Chi-Jeon  
 28273 Yeo, Stephen  
 28276 Wilfong, William H.  
 28279 Spurbeck, Michael P.  
 28354 Hutto, Scotty M.  
 Fox, James R.

28268 Casement, Brian A.  
 28271 Sherschel, Craig M.  
 28274 Lee, Harry A.  
 28277 McMaster, Peter W.  
 28282 Lynch, Patrick F.  
 28355 Hinojosa, Fernando I.

28269 Holloway, Karl W.  
 28272 Simmons, Robert E.  
 28275 Farrelly, Amber J.  
 28278 Perkowski, Michael T.  
 28353 Doherty, Caren M.  
 28356 Garrett, William E.

Mr. Madson moved to approve these applicants for PE registration by comity @ 43-15-16(a), via 43-15-8(1) and 43-15-9(1). Mr. Armstrong seconded. Motion carried.

There being no further business before the Board, Chairman Sweitzer asked for a motion to adjourn. Mr. Armstrong so moved. Mr. Little seconded. Motion carried and the meeting was adjourned at 3:55 pm.

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Board Chairman

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Division Director

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